

# SENATE BILL 66

D3

11r0069

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By: **Chair, Judicial Proceedings Committee (By Request – Departmental – Public Safety and Correctional Services)**

Introduced and read first time: January 18, 2011

Assigned to: Judicial Proceedings

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Committee Report: Favorable

Senate action: Adopted

Read second time: January 28, 2011

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Criminal Procedure – Criminal Justice Information System Central**  
3 **Repository – Reportable Events**

4 FOR the purpose of repealing the requirement that the release of a person after arrest  
5 without the filing of a charge must be reported to the Criminal Justice  
6 Information System Central Repository; and generally relating to the Criminal  
7 Justice Information System Central Repository.

8 BY repealing and reenacting, with amendments,  
9 Article – Criminal Procedure  
10 Section 10–215(a)  
11 Annotated Code of Maryland  
12 (2008 Replacement Volume and 2010 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article – Criminal Procedure**

16 10–215.

17 (a) The following events are reportable events under this subtitle that must  
18 be reported to the Central Repository in accordance with § 10–214 of this subtitle:

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



- 1 (1) the issuance or withdrawal of an arrest warrant;
- 2 (2) an arrest;
- 3 [(3) the release of a person after arrest without the filing of a charge;]
- 4 [(4) (3) the filing of a charging document;
- 5 [(5) (4) a release pending trial or an appeal;
- 6 [(6) (5) a commitment to an institution of pretrial detention;
- 7 [(7) (6) the dismissal of an indictment or criminal information;
- 8 [(8) (7) a nolle prosequi;
- 9 [(9) (8) the marking of a charge “stet” on the docket;
- 10 [(10) (9) an acquittal, conviction, verdict of not criminally  
11 responsible, or any other disposition of a case at or following trial, including a finding  
12 of probation before judgment;
- 13 [(11) (10) the imposition of a sentence;
- 14 [(12) (11) a commitment to a State correctional facility or local  
15 correctional facility;
- 16 [(13) (12) a commitment to the Department of Health and Mental  
17 Hygiene under § 3–105 or § 3–111 of this article as incompetent to stand trial or not  
18 criminally responsible;
- 19 [(14) (13) a release from detention or confinement;
- 20 [(15) (14) a conditional release, revocation of conditional release, or  
21 discharge of a person committed to the Department of Health and Mental Hygiene  
22 under § 3–105 or § 3–111 of this article as incompetent to stand trial or not criminally  
23 responsible;
- 24 [(16) (15) an escape from confinement or commitment;
- 25 [(17) (16) a pardon, reprieve, commutation of a sentence, or other  
26 change in a sentence, including a change in a sentence that a court orders;
- 27 [(18) (17) an entry of an appeal to an appellate court;
- 28 [(19) (18) a judgment of an appellate court;

1            **[(20)] (19)** an order of a court in a collateral proceeding that affects a  
2 person’s conviction, sentence, or confinement;

3            **[(21)] (20)** an adjudication of a child as delinquent:

4                    (i) if the child is at least 14 years old, for an act described in §  
5 3–8A–03(d)(1) of the Courts Article; or

6                    (ii) if the child is at least 16 years old, for an act described in §  
7 3–8A–03(d)(4) or (5) of the Courts Article;

8            **[(22)] (21)** the issuance or withdrawal of a writ of attachment by a  
9 juvenile court;

10            **[(23)] (22)** the initial registration of a person under Title 11, Subtitle 7  
11 of this article;

12            **[(24)] (23)** the imposition of lifetime sexual offender supervision under  
13 Title 11, Subtitle 7 of this article; and

14            **[(25)] (24)** any other event arising out of or occurring during the course  
15 of a criminal proceeding that the Secretary by regulation or the Court of Appeals by  
16 rule makes a reportable event.

17            SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
18 October 1, 2011.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.